



General Assembly

January Session, 2009

**Proposed Bill No. 5425**

LCO No. 1766

Referred to Committee on Human Services

Introduced by:

REP. WALKER, 93rd Dist.

SEN. HARP, 10th Dist.

REP. DILLON, 92nd Dist.

**AN ACT PROHIBITING RELIANCE ON A THEORY OF PREDICTIVE  
NEGLECT OR PREDICTIVE ABUSE IN THE ADJUDICATION OF  
CHILD NEGLECT AND ABUSE CASES.**

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 That subsection (a) of section 17a-101, section 46b-120 and  
2 subsection (b) of section 46b-129 of the general statutes be amended to:  
3 (1) Require the Department of Children and Families to establish,  
4 beyond a reasonable doubt, in a child abuse or neglect case that the  
5 removal of the child from the parent's custody is necessary to ensure  
6 the child's present safety rather than because of the potential for  
7 neglect or abuse to occur in the future; and (2) prohibit the  
8 adjudication of such cases on the basis of a predictive neglect or  
9 predictive abuse theory.

**Statement of Purpose:**

To prohibit the application of the doctrine of "predictive neglect" as a  
basis for finding child abuse or neglect.